

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 RONALD J. ALLISON,

4 Plaintiff

Case No. 2:21-cv-01225-JAD-VCF

**ORDER**

5 v.

6 CLARK COUNTY DETENTION CENTER,

7 Defendant  
8

9 **I. DISCUSSION**

10 On June 28, 2021, Plaintiff, an inmate in the custody of the Clark County Detention  
11 Center ("CCDC"), submitted a document titled "For \$100 Million Dollars in this Class  
12 Action Lawsuit for Refusal of Medical Services in an Emergency." (ECF No. 1-1). Plaintiff  
13 has not filed a complaint or an application to proceed *in forma pauperis* in this matter.

14 Under Federal Rule of Civil Procedure 3, "[a] civil action is commenced by filing a  
15 complaint with the court." Fed. R. Civ. P. 3. As such, the Court grants Plaintiff until  
16 **September 7, 2021** to submit a complaint to this Court.

17 Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, an inmate seeking to begin  
18 a civil action in this Court may apply to proceed *in forma pauperis* in order to file the civil  
19 action without prepaying the full \$402 filing fee. To apply for *in forma pauperis* status, the  
20 inmate must submit all three of the following documents to the Court:

21 (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, this  
22 Court's approved form (i.e. pages 1 through 3 with the inmate's two signatures on  
23 page 3),

24 (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail  
25 official (i.e. page 4 of this Court's approved form), and

26 (3) a copy of the **inmate's prison or jail trust fund account statement for the**  
27 **previous six-month period**.

28 The Court will grant Plaintiff a **one-time** opportunity to file a complaint and a fully

1 complete application to proceed *in forma pauperis* containing all three of the required  
2 documents, or in the alternative, pay the full \$402 filing fee for this action on or before  
3 **September 7, 2021**. Absent unusual circumstances, the Court will not grant any further  
4 extensions of time. If Plaintiff is unable to file a complaint and a fully complete application  
5 to proceed *in forma pauperis* with all three required documents or pay the full \$402 filing  
6 fee on or before **September 7, 2021**, this case will be subject to dismissal without  
7 prejudice for Plaintiff to file a new case with the Court when Plaintiff is able to file a  
8 complaint and able to acquire all three of the documents needed to file a fully complete  
9 application to proceed *in forma pauperis* or pay the full \$402 filing fee.

10 A dismissal without prejudice means Plaintiff does not give up the right to refile the  
11 case with the Court, under a new case number, when Plaintiff is able to file a complaint  
12 and has all three documents needed to submit with an application to proceed *in forma*  
13 *pauperis*. Alternatively, Plaintiff may choose not to file an application to proceed *in forma*  
14 *pauperis* and instead pay the full filing fee of \$402 on or before **September 7, 2021** to  
15 proceed with this case.

## 16 **II. CONCLUSION**

17 For the foregoing reasons, IT IS ORDERED that Plaintiff will submit a complaint to  
18 this Court on or before **September 7, 2021**.

19 IT IS FURTHER ORDERED that the Clerk of the Court will send to Plaintiff the  
20 approved form for filing a 42 U.S.C. § 1983 complaint and instructions for the same. The  
21 Clerk of the Court will also send Plaintiff a copy of his For \$100 Million Dollars in this Class  
22 Action Lawsuit for Refusal of Medical Services in an Emergency. (ECF No. 1-1).

23 IT IS FURTHER ORDERED that the Clerk of the Court will send Plaintiff the  
24 approved form application to proceed *in forma pauperis* by an inmate, as well as the  
25 document entitled information and instructions for filing an *in forma pauperis* application.

26 IT IS FURTHER ORDERED that on or before **September 7, 2021**, Plaintiff will  
27 either pay the full \$402 filing fee for a civil action (which includes the \$350 filing fee and  
28 the \$52 administrative fee) or file with the Court:

1 (1) a completed **Application to Proceed in Forma Pauperis for Inmate** on this  
2 Court's approved form (i.e. pages 1 through 3 of the form with the inmate's two  
3 signatures on page 3),

4 (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail  
5 official (i.e. page 4 of this Court's approved form), and

6 (3) a copy of the **inmate's prison or jail trust fund account statement for the**  
7 **previous six-month period.**

8 IT IS FURTHER ORDERED that, if Plaintiff does not file a complaint and a fully  
9 complete application to proceed *in forma pauperis* with all three documents or pay the full  
10 \$402 filing fee for a civil action on or before **September 7, 2021**, this case will be subject  
11 to dismissal without prejudice for Plaintiff to refile the case with the Court, under a new  
12 case number, when Plaintiff is able to file a complaint and has all three documents needed  
13 to file a complete application to proceed *in forma pauperis* or pays the full \$402 filing fee.

14 DATED: 7-7-2021

15   
16 UNITED STATES MAGISTRATE JUDGE